

Docket No. 4350-4005

10/5/9723
10 Rec'd PCT/PTO

22 SEP 2005

**COMBINED DECLARATION AND POWER OF ATTORNEY FOR
ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL,
DIVISIONAL, CONTINUATION OR CONTINUATION-IN-PART APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

MANAGEMENT OF GASTRO-INTESTINAL DISORDERS

the specification of which

- a. ☐ is attached hereto
- b. ☒ was filed on December 28, 2004 as application Serial No. 10/519,723 and was amended on . (if applicable).

PCT FILED APPLICATION ENTERING NATIONAL STAGE

- c. ☒ was described and claimed in International Application No. PCT/IL03/00178 filed on March 6, 2003 and as amended on . (if any).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56.

I hereby specify the following as the correspondence address to which all communications about this application are to be directed:

SEND CORRESPONDENCE TO:

- ☒ The address associated with the Customer Number
- OR-
- ☐ Address Shown (see below)

27123

DIRECT TELEPHONE CALLS TO:

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☐ I hereby claim foreign priority benefits under Title 35, United States Code § 119 (a)-(d) or under § 365(b) of any foreign application(s) for patent or inventor's certificate or under § 365(a) of any PCT international application(s) designating at least one country other than the U.S. listed below and also have identified below such foreign application(s) for patent or inventor's certificate or such PCT international application(s) filed by me on the same subject matter having a filing date within twelve (12) months before that of the application on which priority is claimed:

☐ The attached 35 U.S.C. § 119 claim for priority for the application(s) listed below forms a part of this declaration.

Country/PCT	Application Number	Date of filing (day, month, yr)	Date of issue (day, month, yr)	Priority Claimed
PCT	PCT/IL02/00702	22 August 2002	N/A	<input checked="" type="checkbox"/> Y <input type="checkbox"/> N
				<input type="checkbox"/> Y <input type="checkbox"/> N
				<input type="checkbox"/> Y <input type="checkbox"/> N

☒ I hereby claim the benefit under 35 U.S.C. § 119(e) of any U.S. provisional application(s) listed below.

Provisional Application No.	Date of filing (day, month, yr)
60/392,514	June 28, 2002

**ADDITIONAL STATEMENTS FOR DIVISIONAL,
CONTINUATION OR CONTINUATION-IN-PART
OR PCT APPLICATION(S) DESIGNATING THE U.S.**

I hereby claim the benefit under Title 35, United States Code § 120 of any United States application(s) or under § 365(c) of any PCT international application(s) designating the U.S. listed below.

US/PCT Application Serial No.	Filing Date	U.S. Patent Application Serial No. 10/519,723 Status (patented, pending, abandoned)/ U.S. application no. assigned (For PCT)
PCT/IL02/00702	22 August 2002	

US/PCT Application Serial No.	Filing Date	Status (patented, pending, abandoned)/ U.S. application no. assigned (For PCT)

☐ In this continuation-in-part application, insofar as the subject matter of any of the claims of this application is not disclosed in the above listed prior United States or PCT international application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or Imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint:

☒ Practitioners associated with the Customer Number

27123

-OR-

☐ Practitioner(s) named below:

Name	Registration Number

☐ I hereby authorize the U.S. attorneys and/or agents named hereinabove to accept and follow instructions from _____ as to any action to be taken in the U.S. Patent and Trademark Office regarding this application without direct communication between the U.S. attorneys and/or agents and me. In the event of a change in the person(s) from whom instructions may be taken I will so notify the U.S. attorneys and/or agents named hereinabove.

Full name of sole or first inventor: Ilan BEN-OREN

Inventor's signature* X

Date

Residence:

14/80 Kadish Luz Street, 96920 Jerusalem, Israel

Citizenship:

Israel

Post Office Address:

14/80 Kadish Luz Street, 96920 Jerusalem, Israel

Full name of second inventor:

Julian DAICH

Inventor's signature* X

Date

Residence:

15 Hamitzpeh Street, 94525 Jerusalem, Israel

Citizenship:

Argentina

Post Office Address:

15 Hamitzpeh Street, 94525 Jerusalem, Israel

☒ ATTACHED IS ADDED PAGE TO COMBINED DECLARATION AND POWER OF ATTORNEY FOR SIGNATURE BY THIRD AND SUBSEQUENT INVENTORS FORM.

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Full name of third inventor:	<u>Ephraim CARLEBACH</u>	
Inventor's signature*	<u>x [Signature]</u>	<u>11.4.05</u> Date
Residence:	<u>33 Har Sinai Street, 43307 Raanana, Israel</u>	
Citizenship:	<u>Israel</u>	
Post Office Address:	<u>33 Har Sinai Street, 43307 Raanana, Israel</u>	
Full name of fourth inventor:	<u>George YARIV</u>	
Inventor's signature*	<u>x [Signature]</u>	<u>20.4.05</u> Date
Residence:	<u>7 Hanamer Street, 96954 Jerusalem, Israel</u>	
Citizenship:	<u>Israel</u>	
Post Office Address:	<u>7 Hanamer Street, 96954 Jerusalem, Israel</u>	
Full name of fifth inventor:		
Inventor's signature*		
Residence:		
Citizenship:		
Post Office Address:		
Full name of sixth inventor:		
Inventor's signature*		
Residence:		
Citizenship:		
Post Office Address:		
Full name of seventh inventor:		
Inventor's signature*		
Residence:		
Citizenship:		
Post Office Address:		

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RECORDATION FORM COVER SHEET
PATENTS ONLY

↑CUSTOMER NUMBER↑

To The Honorable Commissioner of Patents and Trademarks:
Please record the attached original documents or copy thereof.

1. Name of conveying party(ies): Ilan BEN-OREN Julian DAICH Ephraim CARLEBACH George YARIV Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	2. Name and address of receiving party(ies): Name: Oridion Breathid Ltd Address: PO Box 45025, 91450 Jerusalem, ISRAEL Additional name(s) & addresses attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
3. Nature of conveyance: <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Other Execution Date(s): April 20, 2005 & April 11, 2005, respectively	4. Patent Application number(s) U.S. Serial No. 10/519,723, entitled, "Management of Gastro-Intestinal Disorders"
5. Name and address of party to whom correspondence concerning document should be mailed: Name: Michael S. Marcus, Esq. Address: Morgan & Finnegan, LLP Three World Financial Center New York, NY 10281-2101	6. Total number of applications involved: 1 7. Total fee (37 CFR 3.41): \$40.00 <input checked="" type="checkbox"/> A check in the amount of 40.00 is enclosed. <input type="checkbox"/> Charge to Deposit Account No.13-4503, Order No. <input checked="" type="checkbox"/> Charge any deficiencies to Deposit Account 13-4503, Order No. 4350-4005. (A duplicate copy of this sheet is enclosed)

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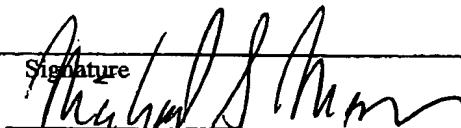
8. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of original document.

Name of Person Signing

Signature

Date:

Michael S. MarcusJuly 26, 2005Reg. No. 31,727Total no. of pages including cover sheet, attachments and document: 4

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Docket No. 4350-4005**ASSIGNMENT OF APPLICATION FOR PATENT**

. WHEREAS:

Ilan BEN-OREN; Julian DAICH; Ephraim CARLEBACH; and George YARIV

(hereinafter referred to as ASSIGNOR(S)), has made a discovery or invention entitled:

MANAGEMENT OF GASTRO-INTESTINAL DISORDERS

- ☐ for which application for Letters Patent of the United States has been executed on even date herewith,
- ☒ for which application for Letters Patent of the United States has been filed on December 28, 2004, under Serial No. 10/519,723, and Serial No. 60/392,514, filed June 28, 2002.

WHEREAS:

ORIDION BREATHID LTD., P.O. Box 45025, 91450 Jerusalem, ISRAEL

(hereinafter referred to as ASSIGNEE), is desirous of acquiring the entire interest in, to and under said invention and in, to and under Letters Patent or similar legal protection to be obtained therefor in the United States and in any and all foreign countries.

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN:

Be it known that for valuable consideration by ASSIGNEE to ASSIGNOR(S), the receipt of which is hereby acknowledged, ASSIGNOR(S) hereby sells, assigns and transfers to ASSIGNEE, its successors, legal representatives and assigns, the full and exclusive right, title and interest to said discovery or invention in the United States and its territorial possessions and in all foreign countries and in all Letters Patent or similar legal protection in the United States and its territorial possessions and in any and all foreign countries to be obtained for said invention by said application or any continuation, division, renewal, substitute, reissue or reexamination thereof or any legal equivalent thereof in a foreign country for the full term or terms for which the same may be granted.

I, SAID ASSIGNOR(S), hereby authorize and request the Commissioner of Patents and Trademarks of the United States of America and any Official of any country or countries foreign to the United States of America whose duty it is to issue Letters Patent on applications as aforesaid, to issue all such Letters Patent for said discovery or invention to the ASSIGNEE, as assignee of the entire right, title and interest in, to and under the same, for the sole use and behalf of the ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.


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I, SAID, ASSIGNOR(S), hereby covenant that I have full right to convey the entire right, title and interest herein sold, assigned, transferred and set over;

AND I, SAID ASSIGNOR(S) hereby further covenant and agree that the ASSIGNEE, its successors, legal representatives, or assigns, may apply for foreign Letters Patent on said discovery or invention and claim the benefits of the International Convention, and that I will, at any time, when called upon to do so by the ASSIGNEE, its successors, legal representatives, or assigns, communicate to the ASSIGNEE, its successors, legal representatives, or assigns, as the case may be, any facts known to me respecting said discovery or invention, and execute and deliver any and all lawful papers that may be necessary or desirable to perfect the title to the said discovery or invention, the said applications and the said Letters Patent in the ASSIGNEE, its successors, legal representatives and assigns, and that if reissues or reexaminations of the said Letters Patent or disclaimers relating thereto, or divisions, continuations, or refilings of the said applications, or any thereof, shall hereafter be desired by the ASSIGNEE, its successors, legal representatives, or assigns, I will, at any time, when called upon to do so by the ASSIGNEE its successors, legal representatives, or assigns, sign all lawful papers, make all rightful oaths, execute and deliver all such disclaimers and all divisional, continuation, reissue and reexamination applications so desired, and do all lawful acts requisite for the application for such reissues and the procuring thereof and for the filing of such disclaimers and such applications, and generally do everything possible to aid the ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said invention or discovery in all countries, all without further compensation but at the expense of the ASSIGNEE, its successors, legal representatives and assigns.

Signed:

(1) Ilan BEN-OREN Date 31/05/05(2) Julian DAICH Date 26/05/05(3) Ephraim CARLEBACH Date 8/6/05(4) George YARIV

Date _____

(5) _____

Date _____

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I, SAID ASSIGNOR(S), hereby covenant that I have full right to convey the entire right, title and interest herein sold, assigned, transferred and set over,

AND I, SAID ASSIGNOR(S) hereby further covenant and agree that the ASSIGNEE, its successors, legal representatives, or assigns, may apply for foreign Letters Patent on said discovery or invention and claim the benefits of the International Convention, and that I will, at any time, when called upon to do so by the ASSIGNEE, its successors, legal representatives, or assigns, communicate to the ASSIGNEE, its successors, legal representatives, or assigns, as the case may be, any facts known to me respecting said discovery or invention, and execute and deliver any and all lawful papers that may be necessary or desirable to perfect the title to the said discovery or invention, the said applications and the said Letters Patent in the ASSIGNEE, its successors, legal representatives and assigns, and that if reissues or reexaminations of the said Letters Patent or disclaimers relating thereto, or divisions, continuations, or refilings of the said applications, or any thereof, shall hereafter be desired by the ASSIGNEE, its successors, legal representatives, or assigns, I will, at any time, when called upon to do so by the ASSIGNEE its successors, legal representatives, or assigns, sign all lawful papers, make all rightful oaths, execute and deliver all such disclaimers and all divisional, continuation, reissue and reexamination applications so desired, and do all lawful acts requisite for the application for such reissues and the procuring thereof and for the filing of such disclaimers and such applications, and generally do everything possible to aid the ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said invention or discovery in all countries, all without further compensation but at the expense of the ASSIGNEE, its successors, legal representatives and assigns.

Signed:

(1)	<u>Ilan BEN-OREN</u>	Date <u>31/05/05</u>
(2)	<u>Jallan DAICH</u>	Date <u>26/05/05</u>
(3)	<u>Ephraim CARLEBACH</u>	Date _____
(4)	<u>George YARTV</u>	Date <u>8/6/05</u>
(5)	_____	Date _____